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AGGREGATES, LLC and MARTIN MARIETTA MATERIALS, INC.

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

WALTER L. RAINES, on behalf of
herself and others similarly situated,

Plaintiff,

vs.

MARTIN MARIETTA NORTHERN
CALIFORNIA AGGREGATES, LLC.;
MARTIN MARIETTA MATERIALS,
INC.; and DOES 1 to 100, inclusive,

Defendants.

Case No.: 2:23-cv-01539-DJC-CKD
(Consolidated with Case No.: 2-23-ccv-
02516-DJC-CKD)
Assigned to Judge Daniel J. Calabretta

CLASS ACTION & PAGA

**STIPULATION AND ORDER TO
EXTEND DEADLINE TO SUBMIT
UPDATED JOINT STATUS
REPORT**

Complaint Filed: June 5, 2023
Removed: July 27, 2023

1 Plaintiff WALTER RAINES (“Plaintiff”) and Defendants MARTIN
2 MARIETTA NORTHERN CALIFORNIA AGGREGATES, LLC and MARTIN
3 MARIETTA MATERIALS, INC. (collectively “Defendants”) file this Stipulation to
4 Extend Deadline to Submit Joint Status Report and respectfully request that the Court
5 approve the stipulation, extending the deadline for the Parties to submit their Joint
6 Status Report from February 8, 2024 to February 16, 2024.

7 By order dated January 9, 2024 (Dkt. #36), the Court consolidated Case No.:
8 2:23-cv-01539-DJC-CKD with Case No.: 2-23-ccv-02516-DJC-CKD and ordered the
9 parties to submit a Joint Status Report in the consolidated case by February 8, 2024.

10 Plaintiff filed his amended complaint in the consolidated case on February 5,
11 2024 (Dkt. #40). The parties have exchanged emails conferring on certain claims and
12 defenses and scheduled a meet and confer conference for February 7, 2024.
13 Unfortunately, Aaron Boal, counsel for Plaintiff, was in the hospital at the time of the
14 meet and confer conference. The parties therefore agreed to seek an extension of the
15 Joint Status Report deadline so that the conference could resume after Plaintiff’s
16 counsel is released from the hospital.

17 This Stipulation is not made for the purposes of delay but to accommodate the
18 health issues of Plaintiff’s counsel. This case is not yet set for trial, and so no discovery
19 cutoff or motion deadline has been set.

20
21
22 Dated: February 7, 2024

Respectfully submitted,

23
24 By: /s/ Aaron Boal
25 Aaron Boal, Esq.
26 Attorneys for Plaintiff
27 WALTER RAINES, on behalf of
28 herself and others similarly situated

By: /s/ Kelli Hinson
Kelli Hinson, Esq.
Attorneys for Defendant MARTIN
MARIETTA MATERIALS, INC.

IT IS SO ORDERED.

Dated: February 7, 2024

/s/ Daniel J. Calabretta
THE HONORABLE DANIEL J. CALABRETTA
UNITED STATES DISTRICT JUDGE